

Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 EB-08 L-03 COME-00 AGRE-00 TRSE-00
HEW-04 CIAE-00 INR-07 NSAE-00 PM-04 NSC-05 SP-02
SS-15 AID-05 /064 W
-----060419Z 073601 /72-61

R 052110Z APR 77
FM AMEMBASSY SAN SALVADOR
TO SECSTATE WASHDC 3908
INFO AMEMBASSY GUATEMALA
AMEMBASSY MEXICO
AMCONSUL MONTERREY
AMEMBASSY TEGUCIGALPA

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MONTERREY FOR APHIS

E.O. 11652: N/A
TAGS: AODE, EAGR, ES
SUBJECT: MEDFLY AGREEMENT

1. CONSULATIONS WITH FOREIGN MINISTRY RE MEDFLY MOU NOW
INDICATE ADVISABILITY OF MODIFYING AGREEMENT TO INCLUDE IT
UNDER GENERAL AGREEMENT ON ECONOMIC, TECHNICAL AND RELATED
ASSISTANCE OF DEC. 19, 1961, RATHER THAN SEPARATE AGREEMENT
ALONG LINES APHIS FOOT AND MOUTH DISEASE AS FOREIGN MINISTRY
HAD PREVIOUSLY ADVISED. THIS WOULD INVOLVE MINOR CHANGES
IN TEXT OF MOU. EMBASSY RECOMMENDS AMBASSADOR OR AGIRCULTURE
ATTACHE' BE AUTHORIZED SIGN REVISED MOU FOR APHIS, IF APHIS
NOT ABLE SEND AN OFFICIAL WHEN DOCUMENTS READY. ENTRANCE
INTO EFFECT OF THE MOU UNDER THAT AGREEMENT WOULD BE CONFIRMED
BY EXCHANGE OF NOTES BETWEEN THE EMBASSY AND THE FOREIGN MINISTRY.

2. IN DISCUSSION OF MEDFLY MOU WITH CHARGE' AND ECONOFF,
FOREIGN MINISTRY SUBSECRETARY CASTANEDA SAID THAT ADVICE
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AND CONSENT OF NATIONAL ASSEMBLY ON RATIFICATION WOULD BE
NECESSARY TO CONCLUDE MEDFLY MOU. (NOTE: WE HAVE JUST
FOUND OUT EL SALVADOR DOES NOT HAVE EQUIVALENT OF
"EXECUTIVE AGREEMENT" CONCEPT UNDER WHICH GOES COULD ENTER
INTO THIS AGREEMENT WITHOUT LEGISLATIVE ACTION.) ASSEMBLY
ADVISE AND CONSENT ON RATIFICATION CAN BE TIME-CONSUMING
AND COULD CREATE PROBLEMS. CASTANEDA SAID THAT ASSEMBLY

HAD BEEN PARTICULARLY ASSERTIVE RECENTLY AND HE FEARED POSSIBILITY THAT FRIVOLOUS OBJECTIONS MIGHT BE RAISED TO APPROVAL OF AGREEMENT. WE THINK THIS MAY BE TRUE, ESPECIALLY IN CURRENT ATMOSPHERE OF REJECTION OF US "INTERVENTION" IN SALVADOR AFFAIRS, AND GIVEN EXECUTIVE CONTROL OVER ASSEMBLY. BECAUSE OF THIS CONCERN, FOREIGN MINISTRY CURRENTLY IS REVIEWING ALL AGREEMENTS WITH USG TO MAKE SURE THEY IN LEGAL ORDER WITH A VIEW TO CLEARING UP ANY DISCREPANCIES BEFORE PROBLEMS ARISE AND BEFORE NEXT ADMINISTRATION TAKES OVER. CASTANEDA STATED THAT CONCLUSION OF MEDFLY MOU UNDER GENERAL AGREEMENT ON ECONOMIC, TECHNICAL AND RELATED ASSISTANCE WAS ACCEPTABLE PROCEDURE AND WOULD OBTAIN NECESSITY FOR ASSEMBLY REVIEW. ACCORDINGLY, EMBASSY RECOMMENDS THIS COURSE BE TAKEN.

3. INCLUSION OF MEDFLY MOU UNDER GENERAL AGREEMENT WOULD NECESSITATE FOLLOWING CHANGES IN TEXT OF MOU:

ADD NEW SECOND PARAGRAPH AS FOLLOWS: "REFERENCE IS MADE TO THE GENERAL AGREEMENT ON ECONOMIC, TECHNICAL AND RELATED ASSISTANCE BETWEEN THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF EL SALVADOR OF DECEMBER 19, 1961."

DELETE PARAS A(5) AND A(6).

RENUMBER PARA A(7) AS A(5).

DELETE PARA C(11) AND SUBSTITUTE THE FOLLOWING:

"11. THIS MEMORANDUM OF UNDERSTANDING SHALL ENTER INTO FORCE ON THE DATE UPON WHICH NOTES ARE EXCHANGED BETWEEN THE TWO GOVERNMENTS."

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THIS PROCEDURE IS SIMILAR TO THAT WHICH SET UP THE STERILE MALE MOSQUITO PROGRAM FOR MALARIA CONTROL UNDER USDA, INSECTS AFFECTING MAN PROJECT.

4. TEXT OF DRAFT NOTE TO FOREIGN MINISTRY FOLLOWS:

QTE EXCELLENCY:

I HAVE THE HONOR TO ENCLOSE THE ENGLISH AND SPANISH COPIES OF THE MEMORANDUM OF UNDERSTANDING SIGNED TODAY BY THE MINISTRY OF AGRICULTURE OF THE REPUBLIC OF EL SALVADOR AND MYSELF CONCERNING COOPERATIVE EFFORTS TO PROTECT CROPS FROM PLANT PEST DAMAGE AND PLANT DISEASES IN THE REPUBLIC OF EL SALVADOR AND THE UNITED STATES OF AMERICA. THIS MEMORANDUM OF UNDERSTANDING IS ENTERED INTO UNDER THE GENERAL AGREEMENT FOR ECONOMIC, TECHNICAL AND RELATED ASSISTANCE BETWEEN THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF EL SALVADOR OF DECEMBER 19,

1961. AS STATED IN PARAGRAPH C(11) OF THE MEMORANDUM OF UNDERSTANDING, IT WILL BECOME EFFECTIVE ON THE DATE ON WHICH DIPLOMATIC NOTES CONFIRMING THE ACCEPTANCE OF THE MEMORANDUM OF UNDERSTANDING ARE EXCHANGED. THIS NOTE CONFIRMS THE ACCEPTANCE OF THIS MEMORANDUM OF UNDERSTANDING BY THE GOVERNMENT OF THE UNITED STATES OF AMERICA, AND YOUR EXCELLENCY'S RESPONDING NOTE ACKNOWLEDGING THE RECEIPT OF THIS NOTE AND CONFIRMING THE ACCEPTANCE OF THE MEMORANDUM OF UNDERSTANDING BY THE GOVERNMENT OF EL SALVADOR WILL BRING THE MEMORANDUM OF UNDERSTANDING INTO FORCE.

ACCEPT, EXCELLENCY, ASSURANCES OF MY HIGHEST CONSIDERATION. UNQTE FOREIGN MINISTRY NOTE WOULD BE SIMILAR.

5. APPROVAL OF THE ABOVE PROCEDURE REQUESTED.
LUBENSKY
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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, PLANT DISEASES
Control Number: n/a
Copy: SINGLE
Sent Date: 05-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977SANS01593
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770119-0253
Format: TEL
From: SAN SALVADOR
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770486/aaaacxfb.tel
Line Count: 139
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 0216efa9-c288-dd11-92da-001cc4696bcc
Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 02-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2892680
Secure: OPEN
Status: NATIVE
Subject: MEDFLY AGREEMENT
TAGS: AODE, EAGR, ES, US
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/0216efa9-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009